

From: sunshine@snugharbor.net
To: kkelly@water.ca.gov
Cc: [Bill Wells](#); [Workgroup Comments@DeltaCouncil](#)
Subject: Jones Tract levee failure on June 1, not June 3?
Date: Monday, November 15, 2010 9:27:13 AM
Attachments: [dcc_operations_compared.pdf](#)

Dear Ms. Kelly,

Per the instruction of Mr. Isenberg of the Delta Stewardship Council at the meeting over a week ago, I am contacting you regarding the conflicts of dates for the Jones Tract levee failure.

I am simply trying to understand why the USBR Delta Cross Channel gates historical operations log shows the DCC gates were closed on June 1, 2004 because of "Jones Tract levee failure", but the media and DWR report the levee failure as happening on June 3, 2004. And then I noticed that the original DCC historical operations log was later edited, removing the Jones Tract notation.

I was hoping you might help with an explanation of this conflict of dates. I am attaching a pdf showing the original and revised DCC historical operations log for reference.

Respectfully submitted,

Nicole S. Suard, Esq., Managing Member, Snug Harbor Resorts, LLC

TOPIC: JONES TRACT JUNE 1, 2004 “LEVEE FAILURE” ACCORDING TO USBR DCC OPERATIONS LOG

Question for DWR/USBR and the Delta Stewardship council:

1. Why does the Delta Cross Channel gate operations log note Jones Tract levee failure on June 1, 2004 when DWR and media says the breach was June 3rd?
2. Why did USBR later change the DCC gate operations log by removing the notations for Jones Tract levee failure? (See the following documents)
3. Why was the data collected for Jones Tract listed under “baconisland”, or was Jones Tract a “proof” of In-Delta storage modeling assumptions for the proposal to use Bacon Island and Webb Tract for the privately-owned water storage planning project?
4. Why would the state and federal governments (or more accurately us taxpayers) pay for the Jones Tract experiment if it was all part of the Delta modeling studies, but for a privately-owned company? (I.E. At the request of Governor Schwarzenegger President Bush declared the Jones Tract area a disaster so it would qualify for federal assistance)

Questions submitted by

Nicole S. Suard, Attorney at Law
 Managing Member,
 Snug Harbor Resorts, LLC

Http://snugharbor.net

Note: Snug Harbor is a peninsula off Ryer Island,. Snug Harbor is on Steamboat Slough, which can be impacted by DCC operations depending on water flow and the time of year.

11/15/2010

Index of /waterrights/water_issues/programs/bay_delta/wq_control_plans/2006wqcp/exhibits/append2/doi - Mozilla Firefox

http://www.waterboards.ca.gov/waterrights/water_issues/programs/bay_delta/wq_control_plans/2006wqcp/exhibits/append2/doi/doi-07.pdf

<http://www.wa...oi/doi-07.pdf>

doi-07.pdf - Adobe Acrobat

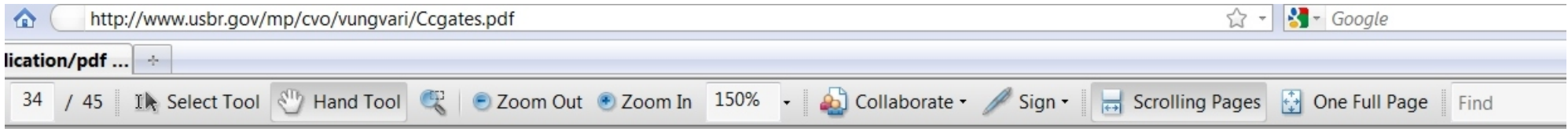
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	06/02/03	0824	closed	
	see web address for the full document accessed on 10/25/2010 about 5:15 pm			
	06/06/03	1112	open	Gates open on weekends until flow drops below 25 cfs
	06/09/03	0908	closed	High flows
	06/12/03	0925	open	
	12/01/03	1024	closed	Fishery Protection
				2004
	05/28/04	1032	open	
Note date	06/01/04	1032	closed	Jones Tract Levee Failure Gate 2 fully closed at 1229 due to operational probl
	06/03/04	1141	open	Gate 2 fully opened at 1250 due to operational problems.

From the “print screen” below, accessed on 11/15/2010 at the USBR website, it shows the historical DCC gates log has been edited by removal of the original “Jones Tract levee failure” notation.



This is a "print screen" exact copy of what shows online as of 11/15/2010. Notice the 6/1/2004 data has been edited.

**BUREAU OF RECLAMATION
DELTA CROSS CHANNEL OPERATIONS**

DATE	TIME	ACTION	REMARKS
2004			
05/28/04	1032	open	
06/01/04	1032	closed	Gate 2 fully closed at 1229 due to operational problems.
06/03/04	1141	open	Gate 2 fully opened at 1250 due to operational problems.
12/05/04	1215	closed	Fishery Experiment
12/28/04	1127	open	Water Quality, before substantial increase flows at Freeport.
12/29/04	1723	closed	

The original DCC historical operations log still shows online as shown below, accessed at the time noted at bottom right of screen on 11/15/2010

doi-07.pdf (application/pdf Object) - Mozilla Firefox

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http://www.waterboards.ca.gov/waterrights/water_issues/programs/bay_delta/wq_control_plans/2006wqcp/exhibits/append2/doi/doi-07.pdf

doi-07.pdf (application/pdf ...)

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06/06/03	1112	open	Gates open on weekends until flow drops below 25 cfs
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12/01/03	1024	closed	Fishery Protection
2004			
05/28/04	1032	open	
06/01/04	1032	closed	Jones Tract Levee Failure Gate 2 fully closed at 1229 due to operational probl
06/03/04	1141	open	Gate 2 fully opened at 1250 due to operational problems.

Done

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Monday, November 15, 2010 6:43 AM 11/15/2010